

June 2, 2005

Mr. David R. Kress
Maguire & Kress Law Offices
P.O. Box 4758
Pocatello, ID 83205-4758

Re: Transfer Application for Logan D. Robinson

Dear Mr. Kress

Thank-you for submitting the Transfer Application in behalf of the Robinsons. In order to process the transfer, we require that you submit a map showing the areas that the transferred irrigation water is being moved to and the intended point of diversion. For your convenience, I am including a couple of aerial photo maps of the area for you or your client to mark up and return.

Second, the transfer process requires the landowner/water right holder to prove ownership by submitting copies of warranty deed or other legal document by which he/she became the owner(s). In this case, it is prudent to ask for these documents for both locations.

Also, you mention that the property from which the water right is being moved from is also covered under the "Turner Well Association." My review of the department's water right database did not turn up a water right under that name. Is this a municipal right under the City of Pocatello? If an irrigation water right is found to NOT be associated with the "from" property, then the domestic right would only allow the irrigation of ½ acre of lawn or garden up to 13,000 gallons per day as defined in Idaho Code 42-111.

I look forward to receiving the returned maps, warranty deeds or equivalent, and your response in regards to the Turner Well Association. Please feel free to call if you have any questions.

Sincerely,

W. Roger Warner
Water Right Supervisor – Eastern Region

Enclosure: Two aerial photo maps of area to receive transferred water right.